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06 UNITED STATES DISTRICT COURT
07 WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

08 JOEL CHRISTOPHER HOLMES,)
09) CASE NO. C11-0397-RAJ
Petitioner,)
10)
v.)
11) ORDER OF DISMISSAL
HONORABLE DANIEL T. SATTERBERG,)
12 *et al.*,)
Respondents.)
13 _____)

14 This matter comes before the court on Petitioner's objections to the Report and
15 Recommendation ("R&R") of United States Magistrate Judge Mary Alice Theiler, as well as
16 Petitioner's motion for a certificate of appealability. The court has reviewed the R&R,
17 Petitioner's objections, and the balance of the record. The court orders as follows:

- 18 (1) The court adopts the R&R and overrules Petitioner's objections.
19 (2) The court DENIES Petitioner's 28 U.S.C. § 2254 habeas petition and
20 DISMISSES this action;
21 (3) The court concurs with the R&R's conclusion that no certificate of appealability
22 should issue, and therefore DENIES Petitioner's motion for a certificate of

